

**DURHAM CITY COUNCIL WORK SESSION  
THURSDAY, AUGUST 5, 2010 – 1:00 p.m.  
Committee Room – 2<sup>nd</sup> Floor – City Hall**

**Present: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Excused Absence: Council Member Ali.**

**SUBJECT: DURHAM ENVIRONMENTAL AFFAIRS BOARD RECOMMENDATIONS  
ON THE N. C. FALLS LAKE NUTRIENT STRATEGY RULES**

**MOTION** by Council Member Catotti seconded by Council Member Brown to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 3:26 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Ali.

**MOTION** by Council Member Woodard seconded by Council Member Catotti to receive and accept the report from the Durham Environmental Affairs Board on the N. C. Falls Lake Nutrient Strategy Rules with the understanding that EAB will transmit their recommendations to DWQ (N. C. Division of Water Quality) was approved at 3:26 p.m. by the following vote: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Ali.

**SUBJECT: CONVENTION CENTER PHASE II PROJECT: AMENDMENT #2J TO  
THE SKANSKA USA BUILDING CONSTRUCTION MANGER AT RISK  
CONTRACT**

**MOTION** by Council Member Woodard seconded by Council Member Catotti to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:33 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Ali.

**MOTION** by Council Member Woodard seconded by Council Member Catotti to authorize the City Manager to execute Amendment No. 2J to the CMAR contract with Skanska USA Building for procurement of HVAC chiller equipment, in an amount not to exceed \$386,364.00;

To establish a project contingency in the amount of \$38,636.00; and

To authorize the City Manager to negotiate and execute change orders on the Amendment No. 2J to the CMAR contract with Skanska USA Building, provided the total project cost does not exceed the amount budgeted for construction phase services plus the project contingency was approved at 1:33 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-

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McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None.  
Excused Absence: Council Member Ali.

**SUBJECT: LICENSE AGREEMENT WITH DUKE UNIVERSITY FOR  
INSTALLATION OF FIBER OPTIC CABLE**

**MOTION** by Council Member Woodard seconded by Council Member Catotti to suspend the rules of the City Council and take action on the above-mentioned subject was approved at 1:43 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Ali.

**MOTION** by Council Member Woodard seconded by Council Member Brown to authorize the City Manager to enter into a License Agreement with Duke University for installation and maintenance of fiber optic cable within the City's right-of-way was approved at 1:43 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Ali.

D. Ann Gray, MMC  
City Clerk